

**DECLARATION AND POWER OF ATTORNEY**

As below-named inventors, we hereby declare that:

Our residence, mailing address and citizenship are as stated below next to our names,

We each believe we are an original and joint inventor of the subject matter claimed and for which a patent is sought on an invention entitled METHOD AND APPARATUS FOR MEASURING THE AVAILABILITY OF A NETWORK ELEMENT OR SERVICE, the specification of which

☒ is attached hereto.

☐ was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_ and was amended on (if applicable).

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information that is known to me to be material to patentability in accordance with Title 37, Code of Federal Regulations, Section 1.56.

We hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

**Prior Foreign Applications(s):**

Number	Country	Day/Month/Year filed	Priority Claimed
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We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

We hereby appoint the following attorney(s) and/or agent(s): Edward A. Becker, Reg. No. 37,777; Marcel K. Bingham, Reg. No. 42,327; Brian D. Hickman, Reg. No. 35,894; Christopher J. Palermo, Reg. No. 42,056; Bobby K. Truong, Reg. No. 37,499; Craig G. Holmes, Reg. No. 44,770; John D. Henkhaus, Reg. No. 42,656; Christian Nicholes, Reg. No. 50,266; Christopher J. Brokaw, Reg. No. 45,620; Thomas J. Treutler, Reg. No. 51,126, Michael Meehan, Reg. No. 54,705, David Lewis, Reg. No. 33,101, Paul A. Durdick, Reg. No. 37,819, Kirk D. Wong, Reg. No. 43,284, and Gene I. Su, Reg. No. 45,1450 all of

HICKMAN PALERMO TRUONG & BECKER LLP  
1600 Willow Street  
San Jose, California 95125-5106

Docket No.: 50325-0827(Seq. No. 7934)

with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and all future correspondence should be addressed to them.

Full name of first inventor: Cosmin Dini

Inventor's signature: *Cosmin*

Date: 11/14/2003

Residence (City, State or Province): San Jose, California

Citizenship: Canadian

Mailing Address: 4307 Renaissance Drive, #116, San Jose, CA 95134

Full name of second inventor: Petre Dini

Inventor's signature:

Date:

Residence (City, State or Province): San Jose, California

Citizenship: Canadian

Mailing Address: 4301 Renaissance Drive, #116, San Jose, CA 95134

Full name of third inventor: Jackson Shyu

Inventor's signature:

Date:

Residence (City, State or Province): Fremont, California

Citizenship: USA

Mailing Address: 46547 Paseo Padre Pkwy, Fremont, CA 94539

Full name of fourth inventor: Mark Ammar Rayes

Inventor's signature:

Date:

Residence (City, State or Province): San Ramon, California

Citizenship: USA

Mailing Address: 712 Pradera Way, San Ramon, CA 94583

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Full name of second inventor: Petre Dini

Inventor's signature:

Date: 11/12/2003

Residence (City, State or Province): San Jose, California

Citizenship: Canadian

Mailing Address: 4301 Renaissance Drive, #116, San Jose, CA 95134

Full name of third inventor: Jackson Shyu

Inventor's signature:

Date:

Residence (City, State or Province): Fremont, California

Citizenship: USA

Mailing Address: 46547 Paseo Padre Pkwy, Fremont, CA 94539

Full name of fourth inventor: Mark Ammar Rayes

Inventor's signature:

Date:

Residence (City, State or Province): San Ramon, California

Citizenship: USA

Mailing Address: 712 Pradera Way, San Ramon, CA 94583

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*Jackson Shyu*

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*Mark Rayes*

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